

**RESOLUTION NO. 12-100**

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AUTHORIZING THE MAYOR AND THE CITY CLERK, AS ATTESTING WITNESS, ON BEHALF OF THE CITY, TO RENEW THE TURF AND LANDSCAPE MAINTENANCE JOINT PARTICIPATION AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION TO MAINTAIN THE IRRIGATION SYSTEM, MULCH AREAS, CONCRETE PAVERS AND PLANTINGS ALONG THE MEDIAN AND SHOULDER OF DESIGNATED STATE ROADS, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "1", FOR A TERM OF ONE YEAR, IN THE AMOUNT OF \$142,867.53, WITH AN OPTION TO RENEW FOR A SUCCESSIVE ANNUAL TERM UPON AGREEMENT OF THE PARTIES

**WHEREAS**, pursuant to Hialeah, Fla., Resolution 2000-58 (May 25, 2000), the City of Hialeah entered into a five-year agreement to compensate the City for maintaining landscaped roadside areas and median strips on state roads, under the same terms as a prior 1997 agreement; and

**WHEREAS**, pursuant to Hialeah, Fla., Resolution 03-75 (June 27, 2003), the City of Hialeah and the Florida Department of Transportation ("FDOT") entered into Modification No. 1 to the 2000 agreement, modifying the scope of work to include maintenance of the new irrigation system, concrete pavers, mulch and other plantings along the shoulder and median between West 19 Street to Palm Avenue, on Okeechobee Road; and

**WHEREAS**, pursuant to Hialeah, Fla., Resolution 03-130 (December 2, 2003), as a result of the reconstruction of Okeechobee Road (State Road 25), the City of Hialeah and FDOT entered into Modification No. 2 to the 2000 agreement, amending the scope of work to include maintenance of the new irrigation system, concrete pavers, mulch and other plantings along the shoulder and the median between Palm Avenue and S.E. 7 Avenue, on Okeechobee Road; and

**WHEREAS**, pursuant to Hialeah, Fla., Resolution 06-74 (June 15, 2006), the City of Hialeah and FDOT entered into Modification No. 3 to the 2000 agreement, amending the scope of work to exclude the median and shoulder areas of Okeechobee Road, from West 18 Avenue to east of West 12 Avenue, Hialeah, Florida.

**WHEREAS**, pursuant to Hialeah, Fla., Resolution 08-105 (Aug. 28, 2008), the City of Hialeah and FDOT renewed the landscaping maintenance agreement, expanding the scope of work to include other areas along Le Jeune Road, Palmetto Expressway, service roads along NW 138 Street; and

**WHEREAS**, pursuant to Hialeah, Fla., Resolution 10-17 (Feb. 11, 2010), the City renewed the 2000 agreement as revised by Modification No. 1, Modification No. 2 and Modification No. 3 for the term of one year with an option to extend the term for an additional length of time, up to a maximum of three years; and

**WHEREAS**, pursuant to Hialeah, Fla., Resolution 11-115 (Oct. 31, 2011), the City of Hialeah and FDOT renewed the landscaping maintenance agreement for one year; and

**WHEREAS**, the City of Hialeah finds that it is in its best interest of the community to renew the Turf and Landscaping Maintenance Joint Participation Agreement with FDOT.

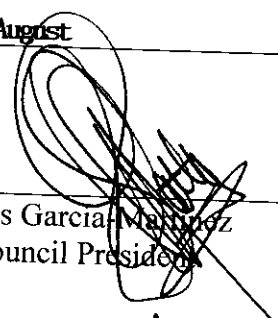
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

**Section 1:** The City of Hialeah, Florida hereby authorizes the Mayor and the City Clerk, as attesting witness, on behalf of the City, to renew the Turf and Landscape Maintenance Joint Participation Agreement with the State of Florida, Department of Transportation, to maintain the irrigation system, mulch areas, concrete pavers and plantings along the median and shoulder of designated state roads, a copy of which is attached hereto and made a part hereof as Exhibit "1", for a term of one year, in the amount of \$142,867.53, with an option to renew for a

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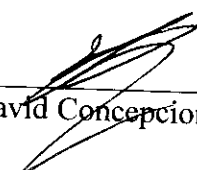
successive annual term upon agreement of the parties.

PASSED AND ADOPTED this 14th day of August, 2012.

  
Isis Garcia  
Council President


Attest:

Approved on this 28 day of Dec, 2012.

  
David Concepcion, City Clerk

  
Mayor Carlos Hernandez

Approved as to legal sufficiency and form:

  
William M. Grodnick, City Attorney